## HAFETZ NECHELES & ROCCO

ATTORNEYS AT LAW

500 FIFTH AVENUE NEW YORK, N.Y. IOIIO

TELEPHONE: (2 | 2) 997-7595 TELECOPIER: (2 | 2) 997-7646 E-MAIL: INFO@HNRLAWOFFICES.COM

February 28, 2012

## VIA EMAIL AND ECF

Carolyn Pokorny, Esq.
Roger Burlingame, Esq.
Todd Kaminsky, Esq.
Unites States Attorney's Office
Eastern District of New York
271 Cadman Plaza East
Brooklyn, New York 11201

Re: United States v. Pedro Espada, Jr., et al., 10-CR-985 (FB)

## Dear Counsel:

Pursuant to *Brady v. Maryland*, 373 U.S. 83 (1963), we request that you provide the defendants with any evidence or prior statements of any individual whom a government agent has spoken to or interviewed in connection with this matter which provides evidence that (1) Espada was entitled to a per diem or (2) Ken Brennan stated or otherwise indicated that Espada was entitled to a per diem.

Very truly yours,

By: /s/Susan R. Necheles
Susan R. Necheles
Hafetz Necheles & Rocco
500 Fifth Avenue, 29<sup>th</sup> Floor
New York, NY 10110
Telephone: (212) 997-7595

Facsimile: (212) 997-7646

## HAFETZ NECHELES & ROCCO

Attorney for Pedro Espada Jr.

/s/ Russell Gioiella Russell Gioiella Litman Asche & Gioiella 140 Broadway New York, NY 10005 Telephone: (212) 809-4500

Facsimile: (646) 607-9643

Attorney for Pedro Gautier Espada